

REMARKS/ARGUMENTS

Claims 1-3 remain in the case.

In the outstanding Office Action, the Examiner rejected all three original claims as being anticipated by the U.S. Jones patent 5,461,492 (the Jones '492 patent). No claim stands allowed or allowable. However the Examiner did accept all four sheets of drawings.

By this Amendment, Claims 1 -3 have been amended, and as amendment are patentable over the cited reference. Accordingly, reconsideration of the application is requested.

Regarding the rejection of Claim 1, the Examiner said:

Jones discloses a film scanning device that includes: the first opening was located at the body which for inserting the developed strip film; the second opening was located at the body which is an exit for the strip film which was inserted into the first opening, the third opening was located in front of the body which is for inserting and pulling out the slide mount following the direction vertical to the direction which the strip film was moved, and a photographic sensor which took the pictures of the strip film was inserted from the first opening and/or the slid mount was inserted from the third opening, and a projecting light which was used to project the pictures from the photographic sensor (figs 3 & 4, col. 9 line 37 through col. 10 line 29 also figs. 7-11 col. 14 lines 2-43 and col. 17 lines 9-40).

While the Jones '492 patent does disclose a first and a second opening (14 and 16 in FIG. 3) for the film strip, such openings are not linearly aligned. Rather, as seen also from FIGs. 7 - 9 of the Jones '492 patent, both openings are on the same side of the body. This arrangement adds tremendous complexity in the internal structure of the scanning device, as seen by the necessity to have, inter alia, a diverter 26, upper and lower film guides 128 and 129, and a take-up cartridge 24.

Claim 1 has been amended to claim a linear alignment between the first and second openings so that the path of a stip film is from one end of the body of the film scanning device to the other end. Support for this added limitation is found at lest in Fig. 1 and in the description of the figure in the specification. Such a claimed alignment provides the stated advantages in the

specification of the simplicity of the film scanning device.

Claim 1 has also been amended to explicit recite the body of the device, to provide antecedent basis for limitations in the dependent claims, to clarify the relationship of the claimed elements, to correct grammatical errors and to simplify the claim. However, it is submitted that these additional amendments to Claim 1 have not narrowed the scope of the claim, only clarified it.

Accordingly, it is submitted that Claim 1 is now patentable over the Jones '492 patent and reconsideration of the rejection of Claim 1 is respectfully requested.

Regarding the rejection of Claim 2, the Examiner said:

Jones discloses the film scanning device as claimed in claim 2, and further including: the first guide which combined with the main body and located at the inserting position of the slide mount was guided from the third opening; the second guide which located at the inserting position of the strip film to set up the slid mount between it and the first guide (figs. 3 & 4)

Claim 2 has been amended to obviate the need to provide antecedent basis for the newly introduced elements, to correct spelling errors, and to clarify the claim. It is submitted that the claim has not been narrowed by these clarifying amendments.

It is submitted that Claim 2 is patentable at least for the reasons cited above for Claim 1, from which it depends. In addition, it is submitted that the cited reference does not disclose a first guide located at the third opening with a second guide located at the first opening to guide the slide mount. In the presently preferred embodiment of the present invention, this first guide as seen in FIG. 2 is element number 51, and the second guide is element 40. In the Jones '492 patent, no similar combination of guides as claimed in Claim 2 could be found.

Accordingly, it is submitted that Claim 2 is now patentable over the Jones '492 patent and reconsideration of the rejection of Claim 1 is respectfully requested.

Regarding the rejection of Claim 3, the Examiner said:

Jones discloses the film scanning device as

claimed in Claim 2, and further including an carrying actuator which was used to move the strip film automatically having the carrying function, and the first guide which located between the light path of picture from strip film or slide mount to the photographic sensor (please refer to claim 1)

Claim 3 has been amended to clarify it, and to correct syntactical and grammatical errors. It is submitted that the claim has not been narrowed by these clarifying amendments.

It is submitted that Claim 3 is patentable at least for the reasons cited above for Claim 2, from which it depends. Accordingly, it is submitted that Claim 2 is now patentable over the Jones '492 patent and reconsideration of the rejection of Claim 1 is respectfully requested.

Therefore, for the above reasons, it is requested that the Examiner hold that all three claims are now patentable over the cited and applied reference and that a timely Notice of Allowance be issued.

Respectfully submitted,
NATH & ASSOCIATES PLLC

Date: July 25, 2005
NATH & ASSOCIATES PLLC
1030 15th Street, N.W.
6th Floor
Washington, D.C. 20005
(202) 775-8383

By: 
Harold L. Novick
Registration No. 26,011
Customer No. 20529